IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGEMENT NO. 537 OF 2004

IN

SUMMARY SUIT NO. 1405 Of 2004

Anil Shah .. Plaintiff

versus

CNS Fabrics & Ors. .. Defendants

...

Mr.S. Purohit i/b Dhruve Liladhar for the plaintiff.

Ms.J.M. Sidhwa i/b K.V. Chheda for the defendants.

CORAM : D.G. KARNIK,J.

DATED : 5th April 2005.

P.C.:

1. Heard the learned counsel for the parties.

2. The issues raised in the affidavit in reply give rise to triable issues, in particular issue of limitation raises a triable issue. Hence, defendants are granted unconditional leave to defend the suit.

3. The suit shall stand transferred to the list of commercial causes. The defendants to file written statement within a period of 4 weeks.

D.G. KARNIK, J